

REMARKS

Entry of the foregoing amendments, along with reconsideration of this application, are respectfully requested in view of the following remarks. Claims 1, 2, 6, 8, 9, 14, 17, 22, 28-31, 33, 34, 36-39, 41, 42, 46, 48-53, 60-64, 66, and 69-88 (claims 85-88 are newly added) are currently pending with claims 1, 22, 36, 49, 60, 61, 62, and 66 being the independent claims.

Interview Summary

The undersigned wishes to express his appreciation to Examiner McEvoy for the courtesies extended during the telephonic interview of March 23, 2010. During the interview, the cited prior art, the claims, and potential amendments to the claims were discussed.

The Claims are Allowable Over the Cited Art

Claims 1, 2, 6, 8, 9, 14, 17, 22, 28-31, 33, 34, 36-39, 41, 42, 46, 48-53, 60-64, 66, and 69-76 were rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 5,669,239 to Tobita ("Tobita") in view of U.S. Patent No. Des. 265,894 to Barr ("Barr"). Claims 77-84 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Tobita in view of Barr and further in view of U.S. Patent No. 4,307,582 to Mancini ("Mancini").

Independent claim 1 recites a device for treating a body canal and recites "the elongated body portion further comprises a substantially cylindrical non-loop segment having a distal end surface and a proximal end surface, the distal end surface being directly connected to a first loop of the interconnected loops and the proximal end surface being directly connected to a second loop of said interconnected loops." Independent claims 22, 49, and 62 recite similar limitations. As discussed during the interview, the Applicants submit that the cited prior art, including Tobita, do not disclose or suggest such a device. Accordingly, the Applicants respectfully submit that independent claims 1, 22, 49, and 62 and the claims that depend therefrom (including newly added claims 85-88) are allowable over the cited references and request that the rejections be withdrawn.

Independent claim 36 recites a device for treating a body canal and recites "the substantially cylindrical non-loop segment defines a longitudinal axis, a radial center of the substantially cylindrical non-loop segment extends along the longitudinal axis, the first loop of the interconnected loops and the second loop of the interconnected loops extend along the

longitudinal axis.” Independent claims 60, 61, and 66 include similar limitations. As discussed during the interview, the Applicants submit that the cited prior art, including Tobita, do not disclose or suggest such a device. Accordingly, the Applicants respectfully submit that independent claims 36, 60, 61, and 66 and the claims that depend therefrom (including newly added claims 85-88) are allowable over the cited references and request that the rejections be withdrawn.

CONCLUSION

In view of the foregoing, the Applicants respectfully submit that no further impediments exist to the allowance of this application and, therefore, requests an indication of allowability. The Examiner, however, is invited to call the undersigned if any questions or comments arise. It is believed that all of the pending claims have been addressed. The absence, however, of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as intended to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

If necessary, please charge any deficiencies or credit overpayment to Deposit Account No. 50-3521.

Respectfully submitted,

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